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5 **UNITED STATES DISTRICT COURT**
6 **EASTERN DISTRICT OF WASHINGTON**

7 ADRIAN DANIEL BANUELOS,

8 Plaintiff,

9 vs.

10 CAROLYN W. COLVIN,

11 Acting Commissioner of Social Security,

12 Defendant.

No. 1:15-CV-03192-FVS

ORDER ADOPTING REPORT AND
RECOMMENDATION TO DENY
PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT AND
GRANT DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT

13 **BEFORE THE COURT** is the Report and Recommendation issued by
14 Magistrate Judge Mary K. Dimke on March 24, 2017, ECF No. 18, recommending
15 Plaintiff's Motion for Summary Judgment, ECF No. 12, be denied and Defendant's
16 Motion for Summary Judgment, ECF No. 14, granted. Plaintiff filed objections to
17 the Report and Recommendation on April 7, 2017. ECF No. 19. No response was
18 filed.

19 After reviewing the Report and Recommendation, the objections and the
20 response, and relevant authorities; the Court finds the Magistrate Judge's findings

1 are correct. Therefore, the Court adopts the Report and Recommendation in its
2 entirety. Accordingly, **IT IS ORDERED:**

3 1. Plaintiff's Objections to Magistrate Judge Dimke's Report and
4 Recommendation, **ECF No. 19**, are **OVERRULED**.

5 2. The Report and Recommendation, **ECF No. 18**, is **ADOPTED** in its
6 entirety.

7 3. Plaintiff's Motion for Summary Judgment, **ECF No. 12**, is **DENIED**.

8 4. Defendant's Motion for Summary Judgment, **ECF No. 14**, is
9 **GRANTED**.

10 The District Court Executive is directed to file this Order and forward copies
11 to the parties. Judgment shall be entered for Defendant and the file shall be
12 **CLOSED**.

13 DATED May 1, 2017.

14 s/Fred Van Sickle
15 Fred Van Sickle
16 Senior United States District Judge
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